

Conservation and Reclamation:
House Bill No. 7.

Highways and Motor Traffic: House
Bill No. 263.

REPORT OF THE COMMITTEE ON ENGROSSED BILLS

Committee Room,

Austin, Texas, February 15, 1935.

Hon. Coke Stevenson, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills, to whom was referred

H. B. No. 445, A bill to be entitled
"An Act amending House Bill No.
226, Section 9, enacted by the Regu-
lar Session of the Forty-fourth Legis-
lature, providing for the terms of the
Special District Court of Gregg Coun-
ty, Texas, and declaring an emer-
gency,"

Has carefully compared same and
finds it correctly engrossed.

CANON, Vice-Chairman.

TWENTY-FIFTH DAY

(Monday, February 18, 1935)

The House met at 10 o'clock a. m.,
pursuant to adjournment, and was
called to order by Speaker Stevenson.

The roll was called, and the fol-
lowing members were present:

Mr. Speaker	Cowley
Adamson	Craddock
Adkins	Crossley
Aikin	Daniel
Alexander	Davis
Alsup	Davison of Fisher
Ash	Davisson
Atchison	of Eastland
Beck	Dunagan
Bergman	Dunlap of Hays
Bourne	Dunlap of Kleberg
Bradbury	Duvall
Bradford	Dwyer
Broyles	Fain
Burton	Farmer
Butler of Brazos	Fisher
Butler of Karnes	Fitzwater
Cagle	Ford
Caldwell	Fox
Calvert	Frazer
Canon	Fuchs
Celaya	Gibson
Clayton	Glass
Collins	Good
Colquitt	Graves
Colson	Gray
Cooper	Greathouse

Hankamer	Morris
Hardin	Morrison
Harris of Archer	Morse
Harris of Dallas	Nicholson
Hartzog	Olsen
Head	Padgett
Herzik	Palmer
Hill	Patterson
Hodges	Payne
Hofheinz	Petsch
Holland	Pope
Hoskins	Quinn
Howard	Reader
Huddleston	Reed of Bowie
Hunt	Reed of Dallas
Hunter	Riddle
Hyder	Roach of Angelina
Jackson	Roach of Hunt
James	Roane
Jefferson	Roark
Jones of Atascosa	Roberts
Jones of Falls	Rogers
Jones of Runnels	Russell
Jones of Shelby	Rutta
Jones of Wise	Scarborough
Keefe	Settle
King	Shofner
Knetsch	Smith
Lange	Stanfield
Lanning	Steward
Leath	Stinson
Lemens	Tarwater
Leonard	Tennyson
Lindsey	Thornton
Lotief	Tillery
Lucas	Venable
Luker	Waggoner
Mauritz	Walker
McCalla	Wells
McConnell	Westfall
McFarland	Wood of Harrison
McKee	Wood of Montague
McKinney	Worley
Moffett	Young
Moore	Youngblood

Absent—Excused

Dickison	Newton
England	Spears
Latham	Stovall

A quorum was announced present.

Prayer was offered by Rev. Geo. W.
Coltrin, Chaplain.

LEAVES OF ABSENCE GRANTED

The following members were
granted leaves of absence on account
of important business:

Mr. McKee for last Thursday and
Friday, on motion of Mr. Alsup.

Mr. Spears for today, on motion of
Mr. McCalla.

Mr. Latham for today, on motion
of Mr. Aikin.

Mr. Newton for today, on motion of Mr. Hunter.

Mr. England for today, on motion of Mr. Pope.

The following member was granted leave of absence on account of illness:

Mr. Dickison for today, on motion of Mr. McCalla.

Mr. Stovall for today, on account of illness in his family, on motion of Mr. McConnell.

Mr. McConnell for last Tuesday, on account of death in family, on motion of Mrs. Moore.

HOUSE BILLS ON FIRST READING

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Alexander and Mr. Moffett:

H. B. No. 496, A bill to be entitled "An Act authorizing county boards of school trustees to abolish and/or subdivide common school districts having fewer than ten scholastics and not having conducted a school for a period of five years; providing for the adjustment of bonded indebtedness and the distribution of funds; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Referred to Committee on Education.

By Mrs. Moore, Mr. Thornton, and Mr. Morse:

H. B. No. 497, A bill to be entitled "An Act making certain emergency appropriations out of the General Fund of the State of Texas for the State Commission for the Blind's Department for the balance of the fiscal year ending August 31, 1935, and declaring an emergency."

Referred to Committee on Appropriations.

By Mr. Adkins:

H. B. No. 498, A bill to be entitled "An Act to fix the salaries and compensation of county commissioners in certain counties as provided in Article 2350 of the Revised Civil Statutes of Texas, 1925, as amended by an Act of the Thirty-ninth Legislature, Regular Session, Chapter 135, Section 1, and as amended by an Act of the

Fortieth Legislature, Chapter 490, Section 1, page 435; and as amended by an Act of the Fortieth Legislature, First Called Session, page 138, Chapter 46, Section 1, and as amended by an Act of the Forty-third Legislature, Regular Session, page 727, Chapter 216, and as amended by the Acts of the First Called Session of the Forty-third Legislature, Chapters 64, 83, 95, and 173, and declaring an emergency."

Referred to Committee on Counties.

By Mr. McKinney:

H. B. No. 499, A bill to be entitled "An Act making an emergency appropriation of money for the Sam Houston State Teachers College at Huntsville, Texas; providing the purpose thereof, and declaring an emergency."

Referred to Committee on Appropriations.

By Mr. Westfall:

H. B. No. 500, A bill to be entitled "An Act amending Article 6205 of the Revised Civil Statutes of 1925, as amended by Chapter 262 of the General and Special Laws of the Forty-second Legislature, Regular Session, so as to provide for the payment of the pensions to Confederate soldiers and sailors of the War Between the States and their widows in the amounts and in the manner herein provided, and repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Referred to Committee on State Affairs.

By Mr. Colson:

H. B. No. 501, A bill to be entitled "An Act creating the Special Ninth District Court of Montgomery County, Waller County, Polk County, and San Jacinto County, Texas; prescribing its jurisdiction, limiting its existence, fixing its terms; providing for the appointment of a judge thereof; fixing his compensation, making an appropriation for the same, prescribing his powers and duties; providing for the transfer of cases from the Ninth Judicial District Court to said Special Ninth District Court and from said Special Ninth District Court to the court of the Ninth Judicial District; providing for the appointment of an assistant district attorney to prosecute cases in said court, making an

appropriation for his salary, etc., and declaring an emergency."

Referred to Committee on Judicial Districts.

By Mr. Padgett and Mr. McConnell:

H. B. No. 502, A bill to be entitled "An Act amending Section 3 of Senate Bill No. 247, Chapter 158, page 400, Acts of the Regular Session of the Forty-third Legislature, 1933; empowering the Rehabilitation Division of the State Department of Education to take census, make surveys, and establish permanent records of crippled children, and to co-operate with the Department of Education in providing equipment for and instruction of same; authorizing such division to organize and supervise diagnostic clinics and to approve and select physicians, etc., and declaring an emergency."

Referred to Committee on Education.

By Mr. Hardin:

H. B. No. 503, A bill to be entitled "An Act making it a misdemeanor for any person, firm, or corporation operating a public warehouse in any county in the State of Texas to charge a fee for weighing cotton, grain, or other produce unless the person in charge of such weighing shall be duly appointed deputy of local public weigher, making each day of violation a separate offense, fixing penalties, and declaring an emergency."

Referred to Committee on Agriculture.

By Mr. Reed of Dallas:

H. B. No. 504, A bill to be entitled "An Act providing for the appointment of a juvenile officer and assistant juvenile officers in counties having a population of more than two hundred and fifty thousand; fixing their duties and salaries and term of office, and declaring an emergency."

Referred to Committee on Counties.

By Mr. Lindsey and Mr. Westfall:

H. B. No. 505, A bill to be entitled "An Act amending Article 920 of the Code of Criminal Procedure of Vernon's Statutes, 1928, and declaring an emergency."

Referred to Committee on Criminal Jurisprudence.

By Mr. Dickison (by request):

H. B. No. 506, A bill to be entitled "An Act authorizing the State Board of Education to create and establish school districts upon military reservations located within the State of Texas, and for other purposes; declaring the rule in the event any part of this Act is declared unconstitutional; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Referred to Committee on Education.

By Mr. Reed of Dallas, Mr. Collins, Mr. Colquitt, Mr. Harris of Dallas, and Mr. Stinson:

H. B. No. 507, A bill to be entitled "An Act permitting the commissioners courts in counties of more than three hundred thousand and less than three hundred and fifty thousand inhabitants, according to the preceding Federal Census, to maintain public rest rooms, and provide for the appointment and the salary of a matron, the furnishing of said rest rooms, and declaring an emergency."

Referred to Committee on Counties.

By Mr. Fox (by request):

H. B. No. 508, A bill to be entitled "An Act to amend Article 2792 of the Revised Civil Statutes of Texas, 1925, so as to make the duties imposed upon the county officers therein provided, optional with such officers, and declaring an emergency."

Referred to Committee on Education.

By Mr. Fuchs, Mr. Padgett, Mr. Tarwater, Mr. Knetsch, Mr. Olsen, Mr. Jones of Falls, Mr. Ash, Mr. Fitzwater, Mr. Jones of Shelby, Mr. King, Mr. Luker, Mr. Hodges, Mr. Rutta, Mr. Fain, Mr. Patterson, Mr. Moffett, Mr. Glass, Mr. Davis, Mr. Bradford, Mr. Young, Mr. Canon, Mr. Petsch, Mr. Palmer, Mr. Huddleston, Mr. McFarland, Mr. Mauritz, Mr. Lucas, Mr. Jones of Runnels, Mr. Frazer, and Mr. Ford:

H. B. No. 509, A bill to be entitled "An Act providing additional duties upon the State Reclamation Engineer in making and executing plans for preventing soil erosion, for increasing and conserving underground water supply, for preventing silting and polluting of water sources and reservoirs, and for co-operating with

Federal and other governments and other political subdivisions and agencies in such work; creating advisory committee and designating members thereof; providing no extra compensation for members of advisory committee, except actual traveling and subsistence expense when engaged upon duties prescribed; authorizing Reclamation Engineer to employ a secretary, to be provided office space and supplies at Austin, etc., and declaring an emergency."

Referred to Committee on Agriculture.

By Mr. McCalla:

H. B. No. 510, A bill to be entitled "An Act to amend Article 1656a, Title 34, Subdivision 2, Revised Civil Statutes of Texas, being House Bill No. 875, Chapter 98, page 217, General and Special Laws enacted by the Forty-third Legislature at its Regular Session, 1933, providing that the county auditor in certain counties shall prescribe the system, forms, and reports to be used in connection with the receipt and disbursement of county revenues, funds, fees, and moneys received and disbursed by county and precinct officers, so as to include the district clerk and district attorney; providing for the repeal of all laws in conflict herewith; providing that if any part of this Act shall be declared unconstitutional it shall not affect the validity of the remainder, and declaring an emergency."

Referred to Committee on Counties.

By Mr. Rutta:

H. B. No. 511, A bill to be entitled "An Act to amend Article 5509 of the Revised Statutes of the State of Texas of 1925, and declaring an emergency."

Referred to Committee on Judiciary.

By Mr. Rutta:

H. B. No. 512, A bill to be entitled "An Act 'That no attorney at law, or stenographer, employe, or clerk of any attorney at law shall disclose, or be required to disclose, any fact or facts communicated by any client to such attorney at law, verbal or written, and/or coming to the knowledge of any attorney at law, and/or the stenographer, employe, and/or clerk of such attorney at law, while the relation of attorney and client exists or existed between an attorney at law and an-

other person; providing for disclosure of such communications by an attorney, and/or stenographer, employe, or clerk of such fact or facts, when demanded by the person communicating the same, and declaring an emergency."

Referred to Committee on Judiciary.

By Mr. Reed of Dallas:

H. B. No. 513, A bill to be entitled "An Act amending Article 4201, Chapter 8, Title 69, of the Revised Civil Statutes of the State of Texas, adopted at the Regular Session of the Thirty-ninth Legislature, relative to the sale of real estate by guardians by providing that before any sale by a guardian shall be confirmed or the title of the ward to such real estate shall pass to the purchaser, the court shall find and determine that the general bond of the guardian is in an amount equal to double the value of the personal property on hand, etc., and declaring an emergency."

Referred to Committee on Judiciary.

By Mr. Reed of Dallas:

H. B. No. 514, A bill to be entitled "An Act amending Article 4216, Chapter 8, Title 69, of the Revised Civil Statutes of the State of Texas, adopted at the Regular Session of the Thirty-ninth Legislature, relating to the confirmation of sales of real estate by guardians by requiring the court to determine and find that the guardian's general bond is in a sum equal to double the value of the personal property on hand, including the amount for which the real estate is being sold before confirming such sale, and providing that the title to such real estate shall not pass until the provisions hereof shall be strictly complied with, and declaring an emergency."

Referred to Committee on Judiciary.

By Mr. Scarborough:

H. B. No. 516, A bill to be entitled "An Act to fix the salaries and compensation of county commissioners in counties with a population of not less than 17,000 and not more than 17,100 population, according to the last Federal Census, and declaring an emergency."

Referred to Committee on Counties.

By Mr. Bradbury and Mr. Reed of Bowie:

H. B. No. 517, A bill to be entitled

"An Act to amend Articles 7118, 7120, and 7121, Revised Civil Statutes of Texas, 1925, and to amend Article 7119, Revised Civil Statutes of Texas, 1925, as amended by Acts of 1927, Fortieth Legislature, page 87, Chapter 62, No. 1, and to amend Article 7122, Revised Civil Statutes of Texas, 1925, as amended by Acts of 1927, Fortieth Legislature, page 87, Chapter 62, as further amended Acts 1931, Forty-second Legislature, page 109, chapter 72, and as further amended Acts of 1933, Forty-third Legislature, page 581, Chapter 192, No. 2b, Subsection 20, providing for an increase in the inheritance taxes in this State; repealing all laws in conflict herewith; and fixing the effective date of the Act."

Referred to Committee on Revenue and Taxation.

By Mr. Duvall (by request):

H. B. No. 518, A bill to be entitled "An Act to define and regulate as a profession in the public interest the practice of public accountancy; to establish a State Board of Accountancy; to prescribe the qualifications of its members, and to prescribe its duties and powers, to authorize said board to make rules and regulations for the enforcement of this Act, and fixing penalties for the violation thereof; to prescribe who may become certified public accountants, and to provide for the examination of applicants for certificates to practice as certified public accountants; to provide for the recognition of certificates to practice as certified public accountants issued by other States, territories, or countries, or recognized as standards by them, etc., and declaring an emergency."

Referred to Committee on State Affairs.

By Mr. Hyder:

H. B. No. 519, A bill to be entitled "An Act making an appropriation of six thousand five hundred dollars (\$6,500) to be used by the Secretary of State in paying the unpaid portion of the publication cost of certain constitutional amendments; one thousand five hundred dollars (\$1,500) for postage and contingent to be used by the Secretary of State; five thousand dollars (\$5,000) for the Secretary of State's office to be used for compiling, editing, printing, indexing, and distributing the General and Special

Laws and for the distribution of the Journals of the Forty-fourth Legislature, and declaring an emergency."

Referred to Committee on Appropriations.

By Mr. Patterson:

H. B. No. 520, A bill to be entitled "An Act making forcible entry a misdemeanor, defining same for the purpose of this Act, and declaring an emergency."

Referred to Committee on Criminal Jurisprudence.

By Mr. Reed of Dallas:

H. B. No. 521, A bill to be entitled "An Act making better provision for the regulation of the sale and dealings in stocks, bonds, and securities in this State, including any share, stock, treasury stock, stock certificate under a voting trust agreement, collateral trust certificate, preorganization certificate or receipt, subscription or reorganization certificate, note, bond, debenture, mortgage certificate or other evidence of indebtedness, any form of commercial paper, certificate in or under a profit sharing or participation agreement, certificate of interest in or under an oil, gas, or mining lease or title, or any certificate or instrument representing or secured by an interest in any or all of the capital, property, assets, profits or earnings of any company, investment contracts, or any other instrument commonly known as a security, whether similar to those herein referred to or not, and providing for the registration of certain persons and companies dealing in securities, this act being a blue sky law superseding the present blue sky law of this State; etc., and declaring an emergency."

Referred to Committee on State Affairs.

By Mr. Padgett:

H. B. No. 522, A bill to be entitled "An Act to amend Chapter 138 of the Acts of the Regular Session of the Forty-third Legislature; extending the provisions of said Act so as to include associations or organizations, or local mutual aid associations, or State-wide mutual associations, and extending the provisions of said Act so as to include insurance consultants, requiring such to obtain a license, and providing for annual fee and annual report for all agents licensed under the provisions of this Act, and

providing for penalties, and declaring an emergency."

Referred to Committee on Insurance.

By Mr. Thornton:

H. B. No. 523, A bill to be entitled "An Act providing for interest at the rate of 6 per cent per annum on all moneys or royalties payable or deliverable on account of the production of oil, gas, or other minerals from lands within this State when said moneys or royalties are not paid within thirty days from the production of said minerals and providing for the calculation of said interest on royalties payable in minerals, etc., and declaring an emergency."

Referred to Committee on Oil, Gas, and Mining.

By Mr. Reed of Dallas:

H. B. No. 524, A bill to be entitled "An Act amending Article 6845, Title 119, Revised Civil Statutes of Texas, 1925, and declaring an emergency."

Referred to Committee on Judiciary.

By Mr. Reed of Dallas:

H. B. No. 525, A bill to be entitled "An Act amending Article 5070, Title 79, Revised Civil Statutes of Texas, 1925, and declaring an emergency."

Referred to Committee on Judiciary.

By Mr. Reed of Dallas:

H. B. No. 526, A bill to be entitled "An Act amending Section 5 of Article 5526, Title 91, Revised Civil Statutes of Texas, 1925, and declaring an emergency."

Referred to Committee on Judiciary.

By Mr. Clayton (by request) and Mr. Beck (by request):

H. B. No. 527, A bill to be entitled "An Act making certain emergency appropriations out of the General Revenue of the State of Texas for the support and maintenance of the Texas State Parks Board for the balance of the fiscal year ending August 31, 1935, to cover the office expenses, traveling expenses, the purchase of two (2) light automobile station wagons for engineering and field parties and three (3) light sedans for inspectors, two survey instruments and field equipment for two (2) engineering parties, etc., and declaring an emergency."

Referred to Committee on Appropriations.

By Mr. Spears:

H. B. No. 528, A bill to be entitled "An Act to amend Article 3139 of the Revised Civil Statutes of Texas, 1925, so as to provide for the election of sixty-two members to the State Executive Committee of any political party, one man and one woman from each senatorial district, and providing for meetings of all party State conventions for this purpose; places and times for meetings; length of sessions; election of chairman; and providing method for filling vacancies, and declaring an emergency."

Referred to Committee on Privileges, Suffrage and Elections.

By Mr. Spears:

H. B. No. 529, A bill to be entitled "An Act to provide for any person appointed by any district judge under the authority of Title 100 of the Revised Civil Statutes of the State of Texas to fill temporarily the office of county clerk in any county having a population of more than 275,000 persons and less than 300,000 persons by the last preceding Federal Census, upon the temporary suspension of such clerks, at the rate provided by law for such clerks, and for compensation to such person in an amount so allowed by law to the person so removed from service less than one year in the proportion which the fraction of the year he serves bears to the whole year, and declaring an emergency."

Referred to Committee on Counties.

By Mr. McCalla:

H. B. No. 530, A bill to be entitled "An Act to amend Article 460, Title 16 of the Revised Civil Statutes of the State of Texas, Revision of 1925, and declaring an emergency."

Referred to Committee on Judiciary.

By Mr. McCalla:

H. B. No. 531, A bill to be entitled "An Act to amend Article 3396, Title 54, of the Revised Civil Statutes of the State of Texas, Revision of 1925, and declaring an emergency."

Referred to Committee on Judiciary.

By Mr. McCalla:

H. B. No. 532, A bill to be entitled "An Act to amend Article 1870 of the Revised Civil Statutes of Texas, Revision of 1925, and declaring an emergency."

Referred to Committee on Judiciary.

By Mr. McCalla:

H. B. No. 533, A bill to be entitled "An Act to repeal Article 566 of Title 18 of the Revised Civil Statutes of Texas of 1925, and declaring an emergency."

Referred to Committee on Judiciary.

By Mr. McCalla:

H. B. No. 534, A bill to be entitled "An Act to amend Article 567 of Title 18 of the Revised Civil Statutes of the State of Texas of 1925, and declaring an emergency."

Referred to Committee on Judiciary.

By Mr. McCalla:

H. B. No. 535, A bill to be entitled "An Act to amend Article 6003 of the Revised Civil Statutes of Texas, Revision of 1925, and declaring an emergency."

Referred to Committee on Judiciary.

By Mr. McCalla:

H. B. No. 536, A bill to be entitled "An Act to amend Article 5675 of Title 93 of the Revised Civil Statutes of 1925, and declaring an emergency."

Referred to Committee on Agriculture.

By Mr. McCalla:

H. B. No. 537, A bill to be entitled "An Act to amend Article 3337, Title 54, of the Revised Civil Statutes of the State of Texas, Revision of 1925, and declaring an emergency."

Referred to Committee on Judiciary.

By Mr. McCalla:

H. B. No. 538, A bill to be entitled "An Act to amend Article 3336, Title 54, of the Revised Civil Statutes of the State of Texas, Revision of 1925, and declaring an emergency."

Referred to Committee on Judiciary.

By Mr. McCalla:

H. B. No. 539, A bill to be entitled "An Act to repeal Article 3303, Title 54, of the Revised Civil Statutes of the State of Texas, Revision of 1925, and declaring an emergency."

Referred to Committee on Judiciary.

By Mr. McCalla:

H. B. No. 540, A bill to be entitled "An Act to amend Article 3311, Title 54, of the Revised Civil Statutes of

the State of Texas, Revision of 1925, and declaring an emergency."

Referred to Committee on Judiciary.

By Mr. McCalla:

H. B. No. 541, A bill to be entitled "An Act to amend Article 3334, Title 54, of the Revised Civil Statutes of the State of Texas, Revision of 1925, as amended by Chapter 100, Acts of the Forty-first Legislature at its Regular Session in 1929, page 235 of the Acts of 1929, and declaring an emergency."

Referred to Committee on Judiciary.

By Mr. McCalla:

H. B. No. 542, A bill to be entitled "An Act to amend Subdivision 17 of Article 2092 of the Revised Statutes of the State of Texas, Revision of 1925, and declaring an emergency."

Referred to Committee on Judiciary.

By Mr. McCalla:

H. B. No. 543, A bill to be entitled "An Act to repeal Article 119, Title 4 of the Penal Code of the State of Texas, Revision of 1925, and declaring an emergency."

Referred to Committee on Judiciary.

By Mr. Smith:

H. B. No. 544, A bill to be entitled "An Act to amend Article 2621 of the Revised Civil Statutes of 1925, of the State of Texas, relating to courses of study offered and the conferring of degrees in the North Texas Agricultural College, and declaring an emergency."

Referred to Committee on Education."

By Mr. Spears:

H. B. No. 545, A bill to be entitled "An Act amending Article 2293, Chapter 13, Title 42, Revised Civil Statutes, 1925, by adding thereto an additional ground for the appointment of receivers for foreign corporations, providing for the appointment of a receiver for a foreign corporation, and all property situated in Texas of such foreign corporation upon the application of five per cent of the preferred stockholders or upon the application of ten persons owning or holding preferred stock, or either, when the stated dividends under any class of preferred stock, held by the applicants, shall be in arrears in an aggregate amount equal to the annual

stated dividend due under such preferred stock, providing that such receivership shall continue in force until all dividends and interest in default, and current dividends and interest thereafter, due all classes of preferred stockholders shall have been paid or until the affairs of such corporation are wound up according to law; providing that such additional ground for the appointment of a receiver for a foreign corporation and its Texas properties be cumulative of all other grounds therefor; and declaring an emergency."

Referred to Committee on Municipal and Private Corporations.

By Mr. Spears and Mr. McCalla:

H. B. No. 546, A bill to be entitled "An Act providing that any corporation operating and doing business in the State of Texas shall, upon demand therefor, deliver to any common or preferred stockholder of such corporation a complete list of all of the common and/or preferred stockholders of such corporation within a period of fifteen days after demand therefor; providing for compensation to such corporation for the preparation of such list not to exceed three cents per name of each stockholder so given, etc., and declaring an emergency."

Referred to Committee on Municipal and Private Corporations.

By Mr. Payne:

H. B. No. 547, A bill to be entitled "An Act making an emergency appropriation of ten thousand dollars (\$10,000) for Sul Ross State Teachers College for the purpose of erecting cottages on the campus of the said college, and declaring an emergency."

Referred to Committee on Appropriations.

By Mr. Morse, Mr. Hofheinz, Mr. Holland, Mr. Howard, and Mr. McCalla:

H. B. No. 548, A bill to be entitled "An Act to provide that in all counties having a population of three hundred fifty-five thousand (355,000) inhabitants or more according to the last preceding or any future Federal Census, the county judge, sheriff, county clerk, criminal district attorney, district clerk, assessor and collector of taxes, justices of the peace, and constables thereof, shall, subject to the conditions hereinafter set out, be entitled to draw and receive such

annual compensation as is allowed them under the terms of Article 3883 of the Revised Civil Statutes, as amended by Section 1 of Chapter 220 of the Acts of the Forty-third Legislature, appearing at page 734 of said Acts, in monthly installments in all cases in which the earnings and/or collections are sufficient for the purpose, and such of the deputies, assistants, and employees of said officials as are now or may be compensated from fees of office shall also be authorized to receive such compensation as is now or may hereafter be provided for them by law in monthly installment, provided the earnings and/or collections are sufficient for the purpose, etc., and declaring an emergency."

Referred to Committee on Counties.

By Mr. Fox and Mr. Shofner:

H. B. No. 549, A bill to be entitled "An Act making it unlawful for the fraudulent taking of any cotton or cottonseed, making such an offense a felony, providing punishment therefor, and declaring an emergency."

Referred to Committee on Criminal Jurisprudence.

By Mr. Spears (by request):

H. B. No. 550, A bill to be entitled "An Act to license, bond, and regulate the business of private detectives, investigators, and detective agencies; providing for the application for license and defining the term "private detective"; providing for the fees and bonds, posting of license certificate, providing for the issuing of duplicate licenses in case of loss or destruction, describing badge to be issued, providing for the revocation of licenses and other punishment therewith, restraining employees from divulging information and setting punishment for violation thereof, etc."

Referred to Committee on State Affairs.

By Mr. Dwyer and Mr. Crossley:

H. B. No. 551, A bill to be entitled "An Act vesting the administrative control over drilling, production, transportation, and storage of crude oil and natural gas and their products and all powers and duties in Title 102, Revised Civil Statutes of 1925, in the Natural Resource Commission; creating the Natural Resource Commission, providing for the appointment and reappointment, and terms of office of its members; providing qualifications for

its members; providing for selection of chairman of said Commission; providing for oath of office and bond of its members; providing for salary of Commissioners, etc., and declaring an emergency."

Referred to Committee on Oil, Gas, and Mining.

By Mr. Latham and Mr. Gibson:

H. B. No. 552, A bill to be entitled "An Act authorizing the selection and the summoning of a general jury panel for jury service in the district and county courts in counties of Texas wherein two or more district courts are situated and maintained; defining district courts within the meaning of the Act; authorizing the judges of the district and county courts in any such county to meet together at stated intervals and determine the number of jurors necessary for jury service for all district and county courts during a period of two months or as many weeks in advance as they decide upon, etc., and declaring an emergency."

Referred to Committee on Judicial Districts.

By Mr. Scarborough, Mr. Reader, Mr. Lanning, Mr. Padgett, Mr. Crossley, Mr. Butler of Brazos, Mr. Clayton, Mr. Wells, Mr. Head, Mr. Colson, Mr. Jefferson, Mr. Spears, Mr. Dunlap of Hays, Mr. Steward, Mr. Morris, Mr. Craddock, Mr. Worley, Mr. Keefe, Mr. Young, Mr. Duvall, and Mr. Dunagan:

H. B. No. 553, A bill to be entitled "An Act amending Section 7, Chapter 220, Acts of the Regular Session of the Fortieth Legislature, designating the conditions under which certificates of convenience and necessity shall be issued and limiting the power of the Railroad Commission in issuance of certificates of convenience and necessity to motor bus companies and further protecting the rights of the public to local transportation, and declaring an emergency."

Referred to Committee on Common Carriers.

By Mr. Greathouse:

H. B. No. 554, A bill to be entitled "An Act amending Section 18 of Senate Bill No. 106, passed at the Second Called Session of the Forty-first Legislature, and declaring an emergency."

Referred to Committee on Insurance.

By Mr. Quinn:

H. B. No. 555, A bill to be entitled "An Act prescribing the duties of the county treasurer in all counties; prohibiting the payment of any moneys to a county judge or to a county commissioner for traveling expenses by the county treasurer except upon itemized sworn account; limiting the amount allowed for traveling expenses to the county judge and county commissioners, etc., and declaring an emergency."

Referred to Committee on Counties.

ADDITIONAL SIGNERS OF BILLS AND RESOLUTIONS

By unanimous consent of the House, the following were authorized to sign bills and resolutions, as follows:

Messrs. Shofner and Graves: House Bill No. 97.

Mr. Colquitt: House Bill No. 476.

Messrs. Stanfield and Greathouse: House Joint Resolution No. 5.

BILLS RECOMMITTED

On motion of Mr. Hoskins, House Bills Nos. 60, 221, and 339 were re-committed to the Committee on Games and Fisheries.

BILL RE-REFERRED

On motion of Mr. Bradford, House Bill No. 486 was withdrawn from the Committee on Appropriations and referred to the Committee on Conservation and Reclamation.

RELATIVE TO HOUSE BILL NO. 263

Mr. Roach of Angelina moved that House Bill No. 263 be re-committed to the Committee on Highways and Motor Traffic.

The motion was lost.

Mr. Roach of Angelina moved that House Bill No. 263, reported adversely, with a minority favorable report, be printed.

The motion was lost.

BILL ORDERED PRINTED

On motion of Mr. Daniel, House Bill No. 20, reported adversely, with a minority favorable report, was ordered printed.

RELATIVE TO HOUSE BILL NO. 515

Mr. Pope offered the following resolution:

H. C. R. No. 34, Authorizing Enrolling Clerk to amend caption of House Bill No. 515.

Whereas, House Bill No. 515 has passed the House and Senate; and

Whereas, It has been found that the Senate adopted two amendments and the caption was not changed to conform with the body of the bill; therefore, be it

Resolved by the House of Representatives, the Senate concurring, That the Enrolling Clerk of the House be instructed to amend the caption to conform with the body of the bill.

The resolution was read second time, and was adopted.

TO GRANT PERMISSION TO SUE THE STATE

Mr. Ash offered the following resolution:

H. C. R. 32-a, To grant Walter N. Moncure permission to sue the State.

Whereas, On or about the month of May, A. D. 1934, Walter N. Moncure of Bastrop, Bastrop County, Texas, was an employe of the State Highway Department and had been so employed for a period of more than six months and at the time referred to was working on the "Old King's Highway" between the town of Bastrop and the town of Paige, both in Bastrop County, Texas; and

Whereas, The said Walter N. Moncure was working with the crew in building forms for the bridges on said highway, and while cutting "chamber strips" to be used in the forms for said bridges with a ripsaw driven by an electric motor situated in the Wilbarger Lumber Company situated in the town of Bastrop, Bastrop County, Texas, where he had been sent on this and numerous other occasions to cut said strips, was injured as follows: the thumb of his left hand was severed from his hand and the leaders in two fingers destroyed; and

Whereas, Walter N. Moncure by reason of these injuries incurred doctor's fees and other medical fees and was unable to perform any character of manual labor for a period in excess of three months, and the use of his

left hand materially impaired, resulting in a permanent injury; now, therefore, be it

Resolved by the House of Representatives and the Senate of Texas concurring, That the said Walter N. Moncure be, and he is hereby, granted permission to bring suit against the State of Texas in a court of competent jurisdiction in Travis County, Texas, to determine what compensation he is entitled to receive by reason of the injuries received while an employe of the State Highway Department, and that in case such suit be filed service of citation or other necessary process may be had upon the Highway Commission and Attorney General with the same force and effect as is made and provided in civil suit.

The resolution was read second time.

On motion of Mr. Alsup, the resolution was referred to the Committee on State Affairs.

GRANTING PERMISSION TO USE CERTAIN EQUIPMENT

Mr. Broyles offered the following resolution:

H. C. R. No. 33, To grant permission to use certain highway equipment.

Whereas, The State Highway Department possesses certain pumps and other equipment needful and necessary in the process of leveling and asphaltting roads; and

Whereas, The citizens of Canton and the County of Van Zandt have graded and graveled the courthouse square in the town of Canton, Texas, with base gravel and the same is badly in need of asphalt surface; and

Whereas, Said courthouse square is abutting to the State Highway No. 64 and State Highway No. 198 and serves as a cut-off and a connection between the two State highways and is used by the traveling public, and Van Zandt County is willing and desirous of repairing said courthouse square but needs equipment now owned by the State Highway Department; now, therefore, be it

Resolved by the House of Representatives of Texas, the Senate concurring, That the Texas Highway Department be, and the same is hereby, authorized and requested to lend such equipment as it now has available to

Van Zandt County for the purpose and use of repairing the courthouse square in the town of Canton, Texas, it being understood that such equipment shall remain in the custody of the commissioners court of Van Zandt County for the purpose and use of repairing the square in the town of Canton, Texas, only so long as needed for the repair of the courthouse square and that only such equipment as is now owned by the State Highway Department shall be loaned and that no burden of any kind shall be placed on the State Highway Department by reason of such loan.

The resolution was read second time, and was adopted.

ADDRESS BY HON. O. B. COLQUITT

Mr. Duvall offered the following resolution:

Whereas, Hon. O. B. Colquitt, former Governor of Texas, is on the floor of the House; and

Whereas, Governor Colquitt stood at the head of the State Government during four years of successful and honored administration; and

Whereas, Governor Colquitt is recognized as an outstanding authority upon State affairs; therefore, be it

Resolved, That Governor Colquitt be escorted to the Speaker's platform and introduced to the membership and be given an opportunity to address the House.

DUVALL,
QUINN.

The resolution was read second time, and was adopted.

In accordance with the above action, Mr. Colquitt having been escorted to the Speaker's stand by Mr. Payne and Mr. Duvall, Speaker Stevenson presented Mr. Payne, who introduced the Hon. O. B. Colquitt.

Mr. Colquitt then addressed the House.

ADDRESS BY HON. HAL H. SEVIER

In accordance with the provisions of a resolution adopted by the House and Senate, inviting the Hon. Hal H. Sevier to address a Joint Session of the House and Senate, the Honorable Senators at 11 o'clock a. m., escorted by A. W. Holt, Sergeant-at-Arms of

the Senate, and Hon. Bob Barker, Secretary of the Senate, appeared at the bar of the House, and, being admitted, occupied seats prepared for them.

Hon. Hal H. Sevier, accompanied by Senators Neal, Hornsby and Collie, was escorted to a seat on the Speaker's stand.

Hon. Ken Regan, President Pro Tempore of the Senate, occupied a seat on the Speaker's stand.

Speaker Stevenson called the House to order, and stated that the two houses were in Joint Session for the purpose of hearing an address by Hon. Hal H. Sevier.

President Pro Tempore Ken Regan of the Senate, called the Senate to order, and presented Senator John Hornsby, who introduced Hon. Hal H. Sevier.

Mr. Sevier then addressed the Joint Session.

SENATE RETIRES

At the conclusion of the address, the Senate retired to its Chamber.

HOUSE BILL NO. 59 ON SECOND READING

On motion of Mr. Graves (on the suspension request of Mr. Shofner), the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 59, A bill to be entitled "An Act repealing Chapter 10 of the Laws of the Forty-third Legislature, First Called Session, being House Bill No. 12, pages 32-41 of the General and Special Laws of the Forty-third Legislature, First Called Session, and re-enacting Articles 645, 647, 648, 649, 650, and 651, of the Penal Code of the State of Texas, to prohibit the buying and selling of pools or receiving or making bets on horse racing, and to provide a penalty for its violation, and declaring an emergency."

The Speaker laid the bill before the House, and it was read second time.

Mr. Dwyer moved that House Bill No. 59 be referred to the Committee on State Affairs.

Question recurring on the motion by Mr. Dwyer, yeas and nays were demanded.

The motion prevailed by the following vote:

Yeas—73

Adamson	Jackson
Alexander	James
Bergman	Jefferson
Bradford	Jones of Atascosa
Butler of Brazos	Jones of Shelby
Butler of Karnes	King
Caldwell	Knetsch
Celaya	Lotief
Clayton	Luker
Collins	McCalla
Colquitt	McFarland
Colson	McKee
Crossley	Moore
Davis	Morse
Davisson	Nicholson
of Eastland	Olsen
Dunagan	Padgett
Dunlap of Hays	Patterson
Dunlap of Kleberg	Pope
Duvall	Reader
Dwyer	Riddle
Fitzwater	Roane
Frazer	Roberts
Fuchs	Rogers
Good	Russell
Greathouse	Settle
Hankamer	Smith
Hardin	Stanfield
Harris of Archer	Steward
Harris of Dallas	Stinson
Hartzog	Tennyson
Herzik	Tillery
Hill	Waggoner
Hofheinz	Walker
Holland	Worley
Hoskins	Young
Howard	Youngblood

Nays—65

Adkins	Ford
Aikin	Fox
Alsup	Gibson
Ash	Glass
Atchison	Graves
Beck	Gray
Bourne	Head
Bradbury	Hodges
Broyles	Huddleston
Burton	Hunt
Cagle	Hyder
Calvert	Jones of Falls
Canon	Jones of Runnels
Cooper	Jones of Wise
Craddock	Keefe
Daniel	Lange
Davison of Fisher	Lanning
Fain	Leath
Farmer	Lemens
Fisher	Lindsey

Lucas	Roach of Angelina
Mauritz	Roach of Hunt
McConnell	Roark
McKinney	Rutta
Moffett	Scarborough
Morris	Tarwater
Morrison	Thornton
Newton	Venable
Palmer	Wells
Payne	Westfall
Petsch	Wood of Harrison
Reed of Bowie	Wood of Montague
Reed of Dallas	

Absent

Cowley	Quinn
Hunter	Shofner
Leonard	

Absent—Excused

Dickison	Spears
England	Stovall
Latham	

Mr. Duvall moved to reconsider the vote by which House Bill No. 59 was referred to the Committee on State Affairs and to table the motion to reconsider.

The motion to table prevailed.

RECESS

On motion of Mr. McCalla, the House, at 12:20 o'clock p. m., took recess to 10 o'clock a. m., tomorrow.

APPENDIX

STANDING COMMITTEE REPORTS

The following committees have filed favorable reports on bills, as follows:

Agriculture: House Bill No. 317.

Criminal Jurisprudence: House Bills Nos. 470, 484, 485, and 495.

Judiciary: House Bill No. 196.

Labor: House Bills Nos. 418 and 419.

Public Lands and Buildings: House Bills Nos. 179, 387, and 474.

The following committees have filed adverse reports on bills, as follows:

Judiciary: House Bills Nos. 148, 292, 331, and 343.

Public Lands and Buildings: House Bill No. 17.